



C/C#

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Funke, et al
U.S. Patent No. : 6,823,228
Issued : November 23, 2004
Application No : 09/683837
Atty. Docket No. : BUR920010116US1
Filed : February 21, 2002
For: : FABRICATOR CAPACITY ANALYSIS

Mail Stop Post Issue
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF DISCLAIMER UNDER 37 C.F.R. 1.321(a)

Sir:

Transmitted herewith is/are the following items in the above-identified application:

- X Statutory Disclaimer Under 37 C.F.R. 1.321(a)
- X Please charge the required fee of \$130.00 to Deposit Account No. 09-0450 as set forth in 37 C.F.R. 1.20(d)
- X The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment to Deposit Account No. 09-0450. A DUPLICATE COPY OF THIS SHEET IS ATTACHED

Respectfully submitted,

Dated: 10-5-06

By: Lynne D. Anderson
Lynne D. Anderson
Registration No. 46,412
IBM Corporation
333 John Carlyle Street, Suite 635
Alexandria, VA 22314
Telephone No. 703-299-1455
Fax No. 703-299-1475

Certificate

OCT 11 2006

of Correction



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Funke, et al
U.S. Patent No. : 6,823,228
Issued : November 23, 2004
Application No : 09/683837
Atty. Docket No. : BUR920010116US1
Filed : February 21, 2002
For: : FABRICATOR CAPACITY ANALYSIS

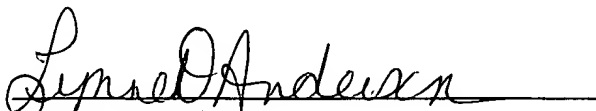
Mail Stop Post Issue
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATUTORY DISCLAIMER OF ALL CLAIMS OF US PATENT
UNDER 37 C.F.R. 1.321(a)

Sir:

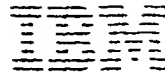
International Business Machines Corporation (Armonk, NY), the assignee of the entire right, title and interest in US. Patent 6,823,228 by virtue of the assignment recorded at reel 12411 frame 899 hereby completely disclaims all of the claims for the entire statutory term of the patent as defined in 35 U.S.C. 154 to 156 and 173. The assignee hereby agrees that this disclaimer is binding upon the owner, its successors or assigns.

The undersigned is a duly authorized representative of the assignee.

By: 
Lynne D. Anderson

Registration No. 46,412
IBM Corporation
333 John Carlyle Street, Suite 635
Alexandria, VA 22314
Telephone No. 703-299-1455
Fax No. 703-299-1475

10/06/2006 SDENB001 00000102 090450 6823228
01 FC:1014 130.00 DA



South Castle Drive
Armonk, NY 10504

LETTER OF AUTHORITY

I, Patrick Toole, Vice President, Intellectual Property and Standards of International Business Machines Corporation (IBM), a New York corporation, do hereby delegate the authority to approve and execute documents on behalf of IBM relating to proceedings in the Patent, Trademark Registration or Copyright offices servicing any country or region of the world, or to related appeal proceedings, including, but not limited to: petitions; powers of Attorney, authorizations; verification; nominations of representatives; declarations; documents relating to maintenance and defense of the resulting industrial property rights; assignments of rights to apply for and acquire patents and trademark registrations; and evidence of such assignments; requests for the registration of patents as available for licensing, reports of inventions and petitions for waiver of patent rights to any department or agency of the United States Government; and, assignments, licenses and other instruments confirmatory of Government rights in patents and inventions, to Lynne D. Anderson, program manager, U.S. Patent and Trademark Office liaison.

Date: March 30, 2006

Patrick Toole
Vice President, Intellectual Property & Standards
International Business Machines Corporation